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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

CHRISTOPHER KOHLS,
Plaintiff,
v.
ROBERT A. BONTA, et al.,
Defendants.

Case No. 2:24-cv-02527-JAM-CKD

**STIPULATION TO MODIFY SUMMARY
JUDGMENT BRIEFING SCHEDULE**

Judge: John A. Mendez

THE BABYLON BEE, LLC, et al.,
Plaintiffs,
v.
ROBERT A. BONTA, et al.,
Defendants.

Case No. 2:24-cv-02787-JAM-CKD

RUMBLE, INC., et al.,
Plaintiffs,
v.
ROBERT A. BONTA, et al.,
Defendants.

Case No. 2:24-cv-03315-JAM-CKD

X CORP.,
Plaintiff,
v.
ROBERT A. BONTA, et al.,
Defendants.

Case No. 2:24-cv-03162-JAM-CKD

STIPULATION

WHEREAS, on December 27, 2024 (ECF No. 36), the Court ordered the following summary judgment briefing schedule, which was agreed to by all parties then in the case:

a. By **February 19, 2025**, Plaintiffs shall file their opening consolidated summary judgment briefs – two in total, one concerning California Assembly Bill (“AB”) 2655 and one concerning AB 2839 – each no more than **45 pages**.

b. By **April 16, 2025**, Defendants shall file their consolidated cross-motions for summary judgment and/or opposition briefs – two in total, one concerning AB 2655 and one concerning AB 2839 – each no more than **45 pages**.

c. By **May 16, 2025**, Plaintiffs shall file their consolidated opposition and/or reply briefs – two in total, one concerning AB 2655 and one concerning AB 2839 – each no more than **30 pages**.

d. By **June 6, 2025**, Defendants shall file their consolidated reply briefs – two in total, one concerning AB 2655 and one concerning AB 2839 – each no more than **30 pages**;

WHEREAS, on January 10, 2024 (ECF No. 42), the Court ordered Plaintiff X Corp. to follow the summary judgment briefing schedule set forth at ECF No. 36;

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1 **WHEREAS**, after the Court's entry of ECF Nos. 36 and 42, the
2 parties conferred about next steps, including the potential use of
3 experts and the potential need for expert discovery;

4 **WHEREAS**, the Parties were not able to commit at this time as
5 to whether they intend to use experts in support of their cases
6 and, under the current briefing schedule, would not be able to
7 disclose information about potential experts before the filing of
8 the Plaintiffs' opening briefs;

9 **WHEREAS**, to address this issue, the Parties have agreed,
10 subject to Court approval, to modify the current schedule to
11 provide for both sides to file cross motions for summary judgment
12 simultaneously and then to file simultaneously a brief responding
13 to the other side's opening brief and in further support of their
14 motion;

15 **WHEREAS**, under the proposed schedule set forth below, summary
16 judgment briefing will conclude by the same date (June 6, 2025) as
17 in the schedule set forth at ECF No. 36 and will not expand the
18 number of pages filed in connection with the summary judgment
19 motions;

20 **NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED**, by and
21 between counsel for the parties and subject to Court approval, as
22 follows:

23 1. The parties agree to the following schedule:

24 ///

1 a. By **March 7, 2025**, Plaintiffs shall file their opening
2 consolidated summary judgment briefs – two in total, one
3 concerning AB 2655 and one concerning AB 2839 – each no
4 more than **45 pages**, and Defendants shall file their
5 opening consolidated summary judgment briefs – two in
6 total, one concerning AB 2655 and one concerning AB 2839
– each no more than **45 pages**.

7 b. By **June 6, 2025**, Plaintiffs shall file their consolidated
8 responsive briefs – two in total, one concerning AB 2655
9 and one concerning AB 2839 – each no more than **30 pages**,
10 and Defendants shall file their consolidated responsive
11 briefs – two in total, one concerning AB 2655 and one
12 concerning AB 2839 – each no more than **30 pages**.

13 2. The parties continue to agree to proceed immediately to
14 summary judgment without the need for any discovery at this time.
15 In the event that the parties determine that discovery is needed
16 after the cross-motions are filed, the parties shall discuss and
17 agree to a limited period of discovery and accompanying extension
of time to file any remaining briefs.

18 3. The parties reserve all rights to retain expert(s) to
19 rebut any expert(s) utilized in connection with a party's opening
20 cross-motion for summary judgment and/or to seek discovery of any
21 expert(s), if appropriate.
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1 Dated: January 23, 2025

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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

CHRISTOPHER KOHLS,

Plaintiff,

v.

ROBERT A. BONTA, et al.,

Defendants.

Case No. 2:24-cv-02527-JAM-CKD

**[PROPOSED] ORDER TO MODIFY
SUMMARY JUDGMENT BRIEFING
SCHEDULE**

Judge: John A. Mendez

THE BABYLON BEE, LLC, et al.,

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Case No. 2:24-cv-02787-JAM-CKD

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Case No. 2:24-cv-03315-JAM-CKD

X CORP.,

Plaintiff,

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ROBERT A. BONTA, et al.,

Defendants.

Case No. 2:24-cv-03162-JAM-CKD

1 Before the Court are Plaintiff X Corp., Plaintiff Christopher
2 Kohls, Plaintiffs The Babylon Bee, LLC and Kelly Chang Rickert,
3 Plaintiffs Rumble Inc. and Rumble Canada Inc., and Defendants Rob
4 Bonta and Shirley N. Weber's joint stipulation to modify the
5 summary judgment briefing schedule ordered on December 27, 2024
(ECF No. 36).

6 The Court **ORDERS** the following schedule:

7 1. By **March 7, 2025**, Plaintiffs shall file their opening
8 consolidated summary judgment briefs – two in total, one
9 concerning AB 2655 and one concerning AB 2839 – each no more
10 than **45 pages**, and Defendants shall file their opening
11 consolidated summary judgment briefs – two in total, one
12 concerning AB 2655 and one concerning AB 2839 – each no more
13 than **45 pages**.

14 2. By **June 6, 2025**, Plaintiffs shall file their consolidated
15 responsive briefs – two in total, one concerning AB 2655 and
16 one concerning AB 2839 – each no more than **30 pages**, and
17 Defendants shall file their consolidated responsive briefs –
18 two in total, one concerning AB 2655 and one concerning AB
19 2839 – each no more than **30 pages**.

1 IT IS SO ORDERED.

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3 DATED: _____

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Honorable John A. Mendez
Senior United States District Judge

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PROOF OF SERVICE

I hereby certify that I caused to be filed a true and accurate copy of the foregoing document with the Clerk of Court using the CM/ECF system, which automatically sends an electronic notification to all attorneys of record in this case.

Dated: January 23, 2025

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